

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAILED

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PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KEVIN P. BAKER, AUSTIN L. GURNEY and TIMOTHY A. STEWART

Appeal No. 2006-2549
Application No. 09/978,299

ORDER DISMISSING APPEAL

On September 12, 2005, appellants filed a Notice of Appeal. On October 25, 2006, appellants filed a communication requesting that this application be withdrawn.

Accordingly, it is

ORDERED that the appeal filed September 12, 2005, is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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